

CITY OF MILFORD
REGULAR MEETING
JUNE 2, 2009
MINUTES

A regular meeting of the Mayor and Council of the City of Milford, Nebraska was held at the Webermeier Library Building in said City on the 2nd day of June 2009 at 7:30 pm. Present were: Mayor Dean Bruha; Council members: Jeff Baker, Rick Fortune, Jeff Heckman, Dan Kral; Attorney Robert Blevens; Chief of Police Forrest Siebken and City Clerk Jeanne Hoggins.

Notice of the meeting was given in advance thereof by publishing in the Milford Times; a designated method for giving notice, as shown by the Affidavit of Publication attached to these minutes. Notice of the meeting was given to the Mayor and all members of the Council and a copy of their acknowledgement of receipt of notice and the agenda is attached to these minutes. Availability of the agenda was communicated in the advance notice and in the notice to the Mayor and Council of this meeting. All proceedings hereafter shown were taken while the convened meeting was open to the attendance of the public.

CALL TO ORDER: Mayor Bruha called the meeting to order at 7:37 p.m. Mayor Bruha publicly stated to all in attendance that a current copy of the Nebraska Open Meetings Act is available for review and is posted on the east wall of the Webermeier Community Meeting Room.

MINUTES: A motion was made by Kral and seconded by Baker to approve the minutes of the May 5, 2009 meeting. Roll call vote: Kral yes, Baker yes, Fortune abstain, Heckman yes. Motion carried.

PAYMENT OF BILLS, BOND PRINCIPAL AND INTEREST: A motion was made by Heckman and seconded by Kral that the following bills in the amount of \$55,422.29; Bond principal of \$20,000.00; Bond interest of \$18,980.00 and payroll in the amount of \$29,168.02 approved by the Auditing Committee be approved for payment. Roll call vote: Heckman yes, Kral yes, Baker yes, Fortune yes. Motion carried.

SALARIES:

47782	Mark Frey	1439.78
47783	Forrest K Siebken	1350.82
47784	Mavis Lynn Ferris	54.45
47785	Jeanne M Hoggins	1335.14
47786	Gary Lee TeSelle	902.27
47787	Scott Dean Fosler	1056.04
47788	Robert L Hull	1079.56

47789	Beverly J Wehrs	575.06
47790	David R Dahle	1044.56
47791	Bryce C Johnson	1666.12
47792	Philip Winkelmann	941.68
47793	George A Matzen	584.25
47794	Tracy L Yeackley	700.56
47795	Julia M Wang	242.27
47796	Courtney L Bashore	84.68
47797	Anna E Tremmel	60.49
47798	Tiffany Fougeron	261.76
47799	Benjamin L Rediger	698.43
47800	Joshua James Urbanec	588.62
47861	Mark Frey	1439.78
47862	Forrest K Siebken	1350.82
47863	Mavis Lynn Ferris	54.45
47864	Jeanne M Hoggins	1335.14
47865	Gary Lee TeSelle	908.60
47866	Scott Dean Fosler	1032.69
47867	Robert L Hull	1174.23
47868	Beverly J Wehrs	556.49
47869	David R Dahle	1050.24
47870	Philip Winkelmann	941.68
47871	George A Matzen	540.85
47872	Tracy L Yeackley	700.56
47873	Julia M Wang	203.08
47874	Courtney L Bashore	72.59
47875	Anna E Tremmel	102.84
47876	Tiffany Fougeron	285.29
47877	Benjamin L Rediger	714.80
47878	Joshua James Urbanec	774.73
47879	Shauna R Stauffer	145.00
47880	Jordan A Dahle	378.84
47882	Ricky Gene Fortune	138.52
47883	Dean Alan Bruha	184.70
47884	Jeffrey M Baker	138.52
47885	Jeff Lee Heckman	138.52
47886	Dan V Kral	138.52
GENERAL FUND:		
47748	US Postmaster – UB Postage, Permit Fee Renewal	343.83
47801	Ameritas – Pension	1646.15
47802	American Legal- '09 Supplement Pages	783.00

47803	Ameritas Group- Dental & Vision	953.24
47804	Alltel-Cellular	100.07
47805	Aramark Uniform- Pants & Rags	413.23
47806	Barco Municipal- Drain Spade	55.78
47807	Sport Supply Group- Baseballs, Homeplates	246.27
47808	City of Milford- Petty Cash	20.00
47809	Concrete Industries- Salt Guard	149.60
47810	Constellation NewEnergy- Service for April	551.48
47811	Culligan Water Conditioning- Soft Water	50.00
47812	Farmer's Cooperative- Gas/Diesel, Repair Tire	738.56
47813	Diode Communications- Service for April	54.16
47814	Deep Rock- Drinking Water	43.10
47815	Eakes Office Plus- Cash Receipts, Cassettes, Paper	547.58
47816	G & P Development- Trash from Ball Tournament	15.77
47817	The Garbage Company- Service for April	139.35
47818	Great Plains- One Call Service- Locate Requests	21.21
47819	Hach Company- Water Test Materials	43.58
47820	Heartland Auto Body- Repair Assembly Panel	75.00
47821	Ikon Office Solutions- Additional Images	307.03
47822	Johnson Hardware- Door & Hardware for Restrooms	1781.04
47823	Kremer Electric- Repair Water Heater	1825.40
47824	Latsch's Inc.- Correction Tape, Moistener	28.66
47825	Magic Hammer Door Service- Install Steel Doors	850.00
47826	Menard's- Lumber & Bolts	134.75
47827	Milford A/C & Appliance- Service A/C @ City Hall	75.74
47828	Midwest Mailing Solutions- Rate Chip	245.00
47829	Municipal Supply- Fire Hose, Handheld Computer	7184.54
47830	Mutual of Omaha- Disability	89.51
74831	NMVCA- Training & Machine Calibration	60.00
47832	NE Dept. of Revenue- Sales Tax for April	1612.86
47833	NE Motor Parts- Clamp, Wrench, Pw. Steering Fluid	46.76
47834	NPPD-Service for April	4261.26
47835	Nebraska Tech & Telecomm- Service for April	423.13
47836	NE Fire Sprinkler Corp- Annual Inspection	216.00
47837	OMB's Express Police Supply- Officer Equipment	117.95
47838	Black Hill's Utility Holdings- Service for April	288.41
47839	Pizza Kitchen- Catered Meal	82.50
47840	Racom Corporation- Repair Cruiser Portable Radio	266.73
47841	RecycleLink- Recycle Pickup	32.00
47842	Roxanne Roth- Cleaning Services	305.00
47843	Mrs. Wayne Roth- Sheet Cake	16.00

47844	Seward County Independent- Notices, Minutes, Ads	498.35
47845	Seward Co. PPD- Wells 1 & 2	439.13
47846	Forrest Siebken- Memory Upgrade	117.97
47847	Milford Flowers & Gifts- Plant Barrel	59.00
47848	Shell Fleet Plus- Car Gas	21.94
47849	Shell Fleet Plus- Fuel for April	144.56
47850	Sports Express- '09 Ball Shirts	847.30
47851	Super Spray Car Wash- Car Wash Tokens	150.00
47852	Sunrise Country Manor- April Meals	1044.00
47853	Tools Plus Industries- Safety Glasses	268.68
47854	Wergin's Lawn Service- Fertilize/Pre-Emergent	150.00
47855	Windstream Nebraska- Library Phone, Local/Internet	227.52
47856	Brad Freeman- EMT B Test Fee	70.00
47857	Derek Nielsen- Workbook (First Responder)	100.00
47858	Coventry Health Care- Health Insurance	8194.45
47859	I-80 Pony League- League Registration Fee	20.00
47860	Shell Fleet Plus- Fuel Bill	405.81
47881	Ameritas Group – Pension	1545.61
47894	Aflac – Insurance	354.66
47895	American Lifeguard– Uniforms	584.75
47896	Baker & Taylor– Books	117.21
47897	Bleven Law Office– Service for May	350.00
47898	Carrot-Top Industries– Flag pole	2607.04
47899	City of Milford– Petty Cash	15.15
47900	Earl Carter Lumber– Park Restrooms	261.89
47901	Fastenal Company– Bolts	8.04
47902	Fort Dearborn Life Insurance	123.84
47903	Great American Leasing– Meter Rental	80.00
47904	Havco Pools Inc. – Drain Covers	30.50
47905	VOID	
47906	Hawkins Inc. – Azone, Bulk Liquid, Conditioner	4009.23
47907	Hornady – Ammunition	768.00
47908	Law Enforcement Targets – Fire Arms Targets	285.16
47909	Milford Plumbing – Park Restrooms Parts & Labor	481.14
47910	Milford School Dst. #5 –Parking Fines, Liquor Lic.	380.00
47911	Milford Supermarket– Water, Batteries, Paper Products	21.07
47912	Municipal Supply – O Ring & Bonnet Repair Kit	51.27
47913	Nebraska Public Health – Test Analyses	903.00
47914	Office Depot – Anti-Virus, Batteries	134.96
47915	Prestige Signs & Graphics – 3 Signs	55.00
47916	Reimers Kaufman Concrete – Marble Dust	333.00

47917	Roxanne Roth- Cleaning Services	250.00
47918	Schmader Electric- Siren Maintenance	911.00
47919	Tvrdy's Lock & Key- Re-Key Furnace Room	31.25
47920	Walmart- Paint Supplies, Movies, Craft Materials	85.53
47921	Stan Benes- Umpire 2 Games	50.00
47922	Amy Salisbury- Umpire 1 Game	25.00
47923	Brad Spencer- Umpire 9 Games	225.00
47924	Cloy Stutzman- Paint for Restrooms	189.37

REPORTS OF OFFICERS, BOARDS AND COMMITTEES: Written reports received were Housing Authority minutes for May 14, 2009; Library Board minutes for April 16, 2009 and May 21, 2009; Milford Aging Services minutes for May 27, 2009; Fire Department minutes for April 14, 2009; MVFD Rescue NARSIS report and Fire report for May 2009. Heckman – 2 one gallon containers of sunscreen were donated to the pool by the Skin Cancer Society. Baker – The new flag pole was installed at Blue Mound Cemetery on Friday before Memorial Day. Baker also attended a LAAA meeting. Training for Sr. Directors was provided along with review of the changes that will be coming. Meal bids will be looked at. Chief Siebken – The 800 system is being used as the primary means of communication. We own the system and will no longer have a monthly access fee. Fortune – Wind Energy Power meeting is being held in Nebraska City. This is an interesting subject and information may need to be gathered regarding zoning and state regulations. We should inquire about holding a meeting closer to our area.

COMMUNICATIONS: *”Tour NE” will be held in Milford on June 7, 2009, there will be 250-300 late model vehicles in town. *Sales tax received for the month of March 2009 was \$13,362.06. *NPPD lease agreement payment received for the 1st quarter 2009 in the amount of \$35,303.19. Thank you’s received from Webermeier Scholarship recipients: Laura Jeppeson, Marisa Esch and Sarah Weber.

UNFINISHED BUSINESS:

Municipal Facility Security: Chief Siebken presented ideas for discussion. Infrared cameras powered by the lights could be installed inside the building and recorded onto a hard drive. Pricing for 4 cameras range between \$79.00 and \$250.00 and would be weather and vandal proof. Installation would be the most expensive part of the project. Motion lights were considered. The Council would like Chief Siebken to get 2 quotes from a professional.

Introduction and Adoption of Ordinances – Amend Sections relating to dog & cat licensing: A motion was made by Heckman and seconded by Fortune to introduce the following ordinance:

ORDINANCE NO. 824

AN ORDINANCE TO AMEND SECTION 6-101 OF THE MUNICIPAL CODE TO REQUIRE THE LICENSING OF ALL CATS AND DOGS WITHIN 30 DAYS AFTER SAID DOG OR CAT IS ACQUIRED, OR WITHIN 30 DAYS AFTER SAID DOG OR CAT IS SIX MONTHS OLD, WHICHEVER OCCURS LAST; TO REQUIRE THAT ALL DOGS AND CATS OVER THE AGE OF SIX MONTHS BE LICENSED EACH YEAR BETWEEN THE FIRST DAY OF FEBRUARY AND THE 28TH DAY OF FEBRUARY; REQUIRING THE PAYMENT OF LICENSING FEES; TO PROVIDE PENALTIES FOR VIOLATION OF THIS ORDINANCE; TO REPEAL ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND TO PRESCRIBE THE TIME THIS ORDINANCE SHALL BE IN FORCE AND TAKE EFFECT. (See Ordinance Record)

Introduction and Adoption of Ordinance – Amend Section 5-412 relating to Golf Course Route: A motion was made by Fortune and seconded by Baker to introduce the following ordinance:

ORDINANCE NO. 825

AN ORDINANCE TO AMEND SECTION 5-412 OF THE MUNICIPAL CODE RESTRICTING THE OPERATION OF GOLF CARTS UPON PUBLIC STREETS WITHIN THE MUNICIPALITY EXCEPT BETWEEN THE HOURS OF SUNRISE AND SUNSET; PRESCRIBING REGULATIONS AND RESTRICTIONS THEREFORE; PROVIDING PENALTIES FOR VIOLATION HEREOF; AMENDING ARTICLE 5, CHAPTER 4, SECTION 5-412; AND REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; AND PRESCRIBING THE TIME THIS ORDINANCE SHALL BE IN FORCE AND TAKE EFFECT. (See Ordinance Record)

City Administrator Update: After discussion regarding what the Council members are looking for in an Administrator it was decided to invite representatives from other municipalities to share what their administrators have done for their communities. Item tabled until next month.

NEW BUSINESS:

Hire Police Officer and set wage: Chief Siebken and Mayor Bruha interviewed 4 well qualified applicants on Saturday, May 30th. The interviews were taped and Council member Kral reviewed them on Monday. Chief Siebken made a recommendation to hire Nathan Gortemaker. He was a certified police officer in Wyoming and has recently moved to Lincoln. Siebken received very positive comments from all of the reference calls he made. Gortemaker is 29 years old, married, has a bachelor's degree in criminal justice from Chadron State College, graduating with honors, and is a very presentable person. Chief Siebken presented a wage package of

\$15.75 per hour with a .25 increase after a 6 month performance evaluation and a .25 increase after the 1 year probationary period. Council member Kral supported the wage package and noted that Mr. Gortemaker knows police work. He interviewed very well. We also need to be able to compete with our surroundings. Chief Siebken also requested a pay increase for Officer Phil Winkelmann. Discussion will be held at the next regular meeting. A motion was made by Kral and seconded by Heckman to offer Nathan Gortemaker the position of Police Officer at a starting wage of \$15.75 with a .25 increase at 6 months and a .25 increase at the end of his probation if all requirements are met. Roll call vote: Kral yes, Heckman yes, Baker yes, Fortune yes. Motion carried.

Waiver Fine Schedule for certain Municipal Ordinances: Item tabled until next month.

Water regulations for Private Wells: Council member Fortune would like to check with HHS regarding water regulations and the City's involvement with private wells. Our current ordinance reflects regulations governing wells and aquifer contamination. We don't have staff qualified to inspect wells for aquifer contamination. We need to revisit this ordinance after HHS has been contacted. Fortune also mentioned creating an ordinance to eliminate any further construction of private wells within the city limits. This will be addressed at next months meeting.

Golf Course Sewer Easement Survey: Mayor Bruha presented a copy of the legal description and drawing submitted by Tim Springer regarding the NPPD sewer line that is currently being constructed. He would like to have a similar drawing for the sewer line along the north property line of the Thornridge Golf Course. Mayor Bruha is trying to provide documentation for the future to easily locate this sewer line. He noted that the cost of the survey could come out of the \$1900.00 promised to the property owners. Fortune commented that the document presented by Attorney Blevens is sufficient for filing an easement at the Court house. Fortune also noted that if the City wants a survey done, then we need to pay for it. This sewer line is already in place and we are just asking permission from the land owners to access the 25' of ground if repairs to the sewer line are needed. Bruha would just like to have the exact location of the sewer line documented on a drawing for future use. Fortune commented that if the signed documents that Blevens presented are not qualified for filing then we may have to reconsider the survey. Bruha consented as long as everyone else was okay with it.

ADJOURNMENT: A motion was made by Baker and seconded by Fortune to adjourn the meeting. Roll call vote: Baker yes, Fortune yes, Heckman yes, Kral yes. Motion carried and meeting adjourned at 9:04 pm.

Jeanne Hoggins, City Clerk

Dean A. Bruha, Mayor

CERTIFICATION

I, the undersigned, City Clerk of the City of Milford, Nebraska, hereby certify that the foregoing is a true and correct copy of proceedings had and done by the Mayor and Council on June 2, 2009 that all of the subjects included in the foregoing proceedings were contained in the agenda for the meeting, kept continually current and readily available for public inspection at the office of the City Clerk; that such subjects were contained in said agenda for at least twenty-four hours prior to said meeting; that at least one copy of all reproducible material discussed at the meeting was available at the meeting for examination and copying by members of the public; that the said minutes from which the foregoing proceedings have been extracted were in written form and available for public inspection within ten working days and prior to the next convened meeting of said body; that all news media requesting notification concerning meetings of said body were provided advance notification of the time and place of said meeting and the subjects to be discussed at said meeting.

(SEAL)

Jeanne Hoggins, City Clerk